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**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

1152-0316PUS1

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/522748
NEW

INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/JP2003/009689	30 July 2003	31 July 2002
TITLE OF INVENTION	DATA COMMUNICATION APPARATUS, INTERMITTENT COMMUNICATION METHOD THEREFOR, PROGRAM DESCRIBING THE METHOD AND RECORDING MEDIUM FOR RECORDING THE PROGRAM	
APPLICANT(S) FOR DO/EO/US	Nobuhiko FUNATO	

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. The US has been elected (Article 31).
5. A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
 - a. is attached hereto (required only if not communicated by the International Bureau).
 - b. has been communicated by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2))
 - a. is attached hereto.
 - b. has been previously submitted under 35 U.S.C. 154(d)(4).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. are attached hereto (required only if not communicated by the International Bureau).
 - b. have been communicated by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A preliminary amendment.
14. An Application Data Sheet under 37 CFR 1.76.
15. A substitute specification.
16. A power of attorney and/or change of address letter.
17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. Other items or information: PCT/ISA/210; PCT/IPEA/416; PCT/IPEA/409; PCT/IB/301; PCT/IB/304; PCT/IB/332; PCT/IB/308 & Twelve (12) sheets of Formal Drawings

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U.S. APPLICATION NO. (if known, see 37 CFR 1.51) 10/522748		INTERNATIONAL APPLICATION NO. PCT/JP2003/009689		ATTORNEY'S DOCKET NUMBER 1152-0316PUS1																																																																																																					
<p>21. The following fees are submitted:</p> <table> <tr> <td><input checked="" type="checkbox"/></td> <td>a) Basic national fee</td> <td>\$300.00</td> <td>Applicant Use</td> <td>Office Use Only</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td>b) Examination fee</td> <td>\$200.00</td> <td>\$ 300.00</td> <td></td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td>c) Search fee</td> <td>\$500.00</td> <td>\$ 200.00</td> <td></td> </tr> <tr> <td colspan="3">TOTAL OF ABOVE CALCULATIONS = \$1000.00</td> <td>\$ 500.00</td> <td></td> </tr> <tr> <td colspan="3"><input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.</td> <td colspan="2"></td> </tr> <tr> <td>Total Sheets</td> <td>Extra sheets</td> <td>Number of each additional 50 or fraction thereof (round up to a whole number)</td> <td colspan="2">RATE</td> </tr> <tr> <td>95 - 100 =</td> <td>/50 =</td> <td></td> <td colspan="2">x \$250.00</td> </tr> </table> <p>Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).</p> <table> <tr> <td>CLAIMS</td> <td>NUMBER FILED</td> <td>NUMBER EXTRA</td> <td colspan="2">RATE</td> </tr> <tr> <td>Total claims</td> <td>62 - 20 =</td> <td>42</td> <td>x</td> <td>50.00</td> </tr> <tr> <td>Independent claims</td> <td>4 - 3 =</td> <td>1</td> <td>x</td> <td>200.0</td> </tr> <tr> <td colspan="2">MULTIPLE DEPENDENT CLAIM(s) (if applicable)</td> <td></td> <td>x</td> <td>360.00</td> </tr> <tr> <td colspan="4">TOTAL OF ABOVE CALCULATIONS =</td> <td>\$ 3,660.00</td> </tr> <tr> <td colspan="4"><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.</td> <td>\$</td> </tr> <tr> <td colspan="4">SUBTOTAL =</td> <td>\$ 3,660.00</td> </tr> <tr> <td colspan="4">Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).</td> <td>\$</td> </tr> <tr> <td colspan="4">TOTAL NATIONAL FEE =</td> <td>\$ 3,660.00</td> </tr> <tr> <td colspan="4">Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property</td> <td>\$ 40.00</td> </tr> <tr> <td colspan="4">TOTAL FEES ENCLOSED =</td> <td>\$ 3,700.00</td> </tr> <tr> <td colspan="4">Amount to be refunded:</td> <td>\$</td> </tr> <tr> <td colspan="4">Amount to be charged:</td> <td>\$</td> </tr> </table> <p>a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>3,700.00</u> to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>02-2448</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the International Application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:</p> <p> SIGNATURE: _____ Terrell C. Birch NAME: _____</p> <p>CUSTOMER NUMBER: 02292 January 28, 2005 /smt</p> <p>19,382 REGISTRATION NUMBER</p>						<input checked="" type="checkbox"/>	a) Basic national fee	\$300.00	Applicant Use	Office Use Only	<input checked="" type="checkbox"/>	b) Examination fee	\$200.00	\$ 300.00		<input checked="" type="checkbox"/>	c) Search fee	\$500.00	\$ 200.00		TOTAL OF ABOVE CALCULATIONS = \$1000.00			\$ 500.00		<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					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10/522748

DT1 c'd PCT/PTO 28 JAN 2005

Docket No.: 1152-0316PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Nobuhiko FUNATO

Application No.: Not Yet Assigned

Confirmation No.: N/A

Filed: January 28, 2005

Art Unit: N/A

For: DATA COMMUNICATION APPARATUS,
INTERMITTENT COMMUNICATION METHOD
THEREFOR, PROGRAM DESCRIBING THE
METHOD AND RECORDING MEDIUM FOR
RECORDING THE PROGRAM

Examiner: Not Yet Assigned

LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

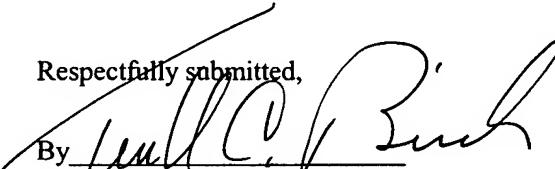
Sir:

The PTO is requested to use the amended sheets/claims attached hereto (which correspond to Article 19 amendments or to claims attached to the International Preliminary Examination Report (Article 34)) during prosecution of the above-identified national phase PCT application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §1.16 or 1.14; particularly, extension of time fees.

Dated: January 28, 2005

Respectfully submitted,

By 
Terrell C. Birch

Registration No.: 19,382
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Rd
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorney for Applicant

TCB/smt